

UNITED STATES DISTRICT COURT
for the

Southern District of Georgia
Savannah Division

2008 DEC-5 PM 1:53

JMB/CS

United States of America)
v.)
Tara Antionette Johnson)
Date of Previous Judgment: July 24, 2007)
(Use Date of Last Amended Judgment if Applicable))

) Case No: CR406-00390-002
USM No: 13015-021
Matthew M. McCoy
Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 29 Amended Offense Level: 27

Criminal History Category: II Criminal History Category: II

Previous Guideline Range: 97 to 121 months Amended Guideline Range: 78 to 97 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (explain): _____

III. ADDITIONAL COMMENTS

The Court denies the defendant's motion because the original sentence of 90 months falls within the amended advisory guideline range. The Court concludes, after considering the factors cited in 18 U.S.C. § 3553(a), that a sentence of 90 months is the appropriate sentence in this case.

Except as provided above, all provisions of the judgment dated July 24, 2007, shall remain in effect.

IT IS SO ORDERED.

Order Date: 12-4-2008

B. Avant Edenfield
Judge's signature

Effective Date: _____
(if different from order date)

B. Avant Edenfield
United States District Judge
For the Southern District of Georgia
Printed name and title